

CASE NO. 18-1323

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

DYCOR TRANSITIONAL HEALTH & LIVING – VISALIA LLC,

Respondent,

and

SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015,

Proposed Intervenor for Petitioner.

**MOTION TO INTERVENE FOR PETITIONER; CORPORATE
DISCLOSURE STATEMENT**

David A. Rosenfeld, Bar No. 058163
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Attorneys for Proposed Intervenor,

SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015

SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015, the Proposed Intervenor in this matter, hereby moves this Court for an Order permitting it to intervene in support of Petitioner in the proceeding in *National Labor Relations Board v. Dycora Transitional Health & Living – Visalia LLC*, Case No. 18-1323. The Union has already moved this Court for intervention in Case No. 18-1295.

Intervention is sought under Federal Rule of Appellate Procedure 15.

Normally, charging parties such as SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015 are permitted intervention in these proceedings seeking enforcement of an Order of the National Labor Relations Board. See *International Union, UAW, Local 283 v. Scofield* (1965) 382 U.S. 205, 208. Indeed, *Scofield* holds that charging parties such as SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015 are normally entitled to intervention in the Circuit Court.

Dated: December 6, 2018

Respectfully Submitted,

By: /s/ David A. Rosenfeld
David A. Rosenfeld
WEINBERG, ROGER & ROSENFELD
A Professional Corporation

Attorneys for Proposed SERVICE
EMPLOYEES INTERNATIONAL
UNION, LOCAL 2015

CORPORATE DISCLOSURE STATEMENT

Pursuant to Federal Rules of Appellate Procedure 26.1, Proposed Intervenor, SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 2015, is an unincorporated association and is a labor organization.

Dated: December 6, 2018

Respectfully Submitted,

By: /s/ David A. Rosenfeld
David A. Rosenfeld
WEINBERG, ROGER & ROSENFELD
A Professional Corporation

Attorneys for Proposed INTERVENOR
INTERNATIONAL UNION OF
OPERATING ENGINEERS LOCAL 501,
AFL-CIO

CERTIFICATE OF SERVICE

I am a citizen of the United States and an employee in the County of Alameda, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501.

I hereby certify that on December 6, 2018, I electronically filed the foregoing MOTION TO INTERVENE FOR PETITIONER; CORPORATE DISCLOSURE STATEMENT with the United States Court of Appeals, District of Columbia Circuit, by using the Court's CM/ECF system.

Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

I certify under penalty of perjury that the above is true and correct.
Executed at Alameda, California, on December 6, 2018.

/s/ Karen Kempler
Karen Kempler

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